

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Stefan Brosig
SERIAL NO.: 10/524,351
INT'L APPL. NO.: PCT/EP2003/009357
INT'L APPL. DATE : August 22, 2003

October 3, 2006

Hon. Commissioner of Patents
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR § 1.181(a)
TO WITHDRAW HOLDING OF ABANDONMENT**

SIR:

Per Notice of Abandonment dated August 8, 2006, the above-identified application is held abandoned for failure to timely respond to the Notice of Missing Requirements dated July 27, 2005. The present petition is being filed within two (2) months of said Notice of Abandonment.

The holding is in error as a response to the Notice to File Missing Requirements was filed with the Office on August 9, 2005. Copies of the papers as filed, including the Declaration, and the confirmation of facsimile transmission, are enclosed. The undersigned notes that the Serial Number listed on the facsimile sheet is incorrect, however, the serial number on the Response is correct. In addition, the undersigned's Deposit Account was not charged. The Commissioner is hereby authorized to charge the \$130 late fee to deposit account no. 14-1263.

Applicants respectfully request that the Commissioner exercise his authority and withdraw the holding of abandonment, acknowledge that the Declaration has been filed, and accordingly proceed to issue the filing receipt.

CONDITIONAL PETITION TO REVIVE

If the above request for withdrawal of abandonment is denied, then the undersigned hereby files a petition to revive under 37 CFR 1.155(c) and 1.1316(c).

The entire delay in filing the required reply from the due date of the required reply until the filing of a grantable petition was unintentional.

If the petition to withdraw the holding of abandonment is not granted, and the conditional petition is necessary, please charge the required petition fee to deposit account no. 14-1263.

Although applicant has already filed a Response to the Notice to File Missing Requirements over one (1) year ago, this document is again submitted and this present response is to be considered as the Response to Notice of Missing Requirements. The \$130 fee is authorized to be charged to the above deposit account.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punished by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

USSN: 10/524,351

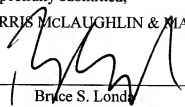
Petition to Withdraw Holding of Abandonment dated October 3, 2006

Early and favorable action is earnestly solicited.

Respectfully submitted,

NORRIS McLAUGHLIN & MARCUS

By



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